



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Kevin R. Stone, et al.
Serial No.: 10/712,165
Filed: November 13, 2003
Title: BONE XENOGRAFTS
Examiner: Vera Afremova Art Unit: 1651
Docket: CROL-132CPCN

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Date

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SUPPLEMENTAL RESPONSE TO OFFICE ACTION

This paper is supplemental to the Response to Office Action filed November 22, 2006. That Response to Action included an unexecuted Declaration of Kevin R. Stone, M.D. An executed Declaration is enclosed.

REMARKS

In view of that Declaration, there is now no proper basis for the §103(a) rejection. The Declaration has signed the Declaration and is submitted in this Supplemental Amendment. Upon such submission, it is requested that the §103(a) rejection be reconsidered and withdrawn.

CONCLUSION

For the reasons set forth above, there is no proper basis for the §103 and §112 rejections and those rejections should be reconsidered and withdrawn. Upon or before the next Action, the Applicants expect to resolve the non-statutory obviousness-type double patenting rejections by filing an appropriate Terminal Disclaimer.

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